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Attorneys for Defendant

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

RICKIE L. BURDO,

Plaintiff,

v.

NANCY A. BERRYHILL,
Acting Commissioner of Social Security,

Defendant.

Case No. 2:17-CV-02203-APG-VCF

**UNOPPOSED MOTION FOR
EXTENSION OF TIME AND PROPOSED
ORDER
(DEFENDANT'S FIRST REQUEST)**

Defendant Nancy A. Berryhill, Acting Commissioner of Social Security ("Defendant") respectfully requests that the Court extend the time for Defendant to file her response to Plaintiff's motion for summary judgment and cross motion for summary judgment, due on February 1, 2018, by 32 days, through and including March 5, 2018.

(1) An extension of time is needed as Defendant's counsel is in the process of contacting his client, the Office of Hearing Operations (OHO) for the purposes of seeking settlement authority in this case.

1 (2) The undersigned is requesting a 32-day extension to insure the necessary time for
2 discussion with OHO, and for them to provide a response within the next 32 days.

3 (3) In addition, the respective counsels will need additional time to negotiate the terms of any
4 settlement.

5 (4) Plaintiff's Reply brief, if necessary will be due on March 26, 2018.

6 (5) Counsel for Defendant conferred with Plaintiff's counsel by email, who has no opposition to
7 the requested extension on January 26, 2018.

8 (6) This request is made in good faith with no intention to unduly delay the proceedings.

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11 Respectfully submitted this 26th day of January 2018.

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13 DAYLE ELIESON
14 United States Attorney

15 /s/ Richard M. Rodriguez
16 RICHARD M. RODRIGUEZ
Special Assistant United States Attorney

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20 IT IS SO ORDERED:

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22 The Honorable CAM FERENBACH
23 UNITED STATES MAGISTRATE JUDGE

24 DATED: 1-29-2018
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1 **CERTIFICATE OF SERVICE**

2 I, **Richard M. Rodriguez**, certify that the following individual was served with a copy of the
3 **UNOPPOSED MOTION FOR EXTENSION OF TIME** on the date and via the method of service
identified below:

4 **CM/ECF:**

5 Hal Taylor, Esq. Bar #4399
6 223 Marsh Avenue
7 Reno, NV 90509
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8 Karl E. Osterhout, Esq.
9 Osterhout Berger Disability Law, LLC
521 Cedar Way, Suite 200
10 Oakmont, PA 15139
Karl@mydisabilityattorney.com

11 Dated this 26th day of January, 2018

12 /s/ Richard M. Rodriguez
13 RICHARD M. RODRIGUEZ
14 Special Assistant United States Attorney
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